

REMARKS

In the present Amendment, claim 11 has been amended to recite in Markush form the substituent groups represented by Y₁₁ to Y₁₈. Section 112 support for this amendment may be found, for example, at pages 30 to 33 of the specification. New claims 16-18 have been added. Section 112 support for claim 16 may be found, for example, at page 61, lines 22 to 24 of the specification. Section 112 support for claim 17 may be found, for example, at page 31, lines 15 to 16 of the specification. Section 112 support for claim 18 may be found, for example, at page 32, line 24 of the specification. No new matter has been added, and entry of the Amendment is respectfully requested.

Upon entry of the Amendment, claims 1-18 will be pending.

At pages 2-3 of the Action, claims 1 and 10-13 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as allegedly being unpatentable over claims 1 and 19-21 of copending Application Serial No. 10/503,763 in view of Kato (US 6,440,203).

Applicants submit herewith a Terminal Disclaimer with respect to copending Application No. 10/503,763 to obviate this rejection.

At pages 3-4 of the Action, claims 1-5 are rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Taguchi et al (US 2004/0066438 A1).

Applicants submit that the filing date of the present application is the international filing date of January 23, 2003, which is earlier in time than Taguchi et al's section 102(e) date of September 29, 2003. Taguchi et al is not prior art with respect to the present application, under section 102(e) or any other section of the statute.

Amendment Under 37 C.F.R. § 1.111
U.S. Appln. No.: 10/502,393

Reconsideration and withdrawal of the § 102(e) rejection based on Taguchi et al are respectfully requested.

At pages 4-8 of the Action, claims 1-4 and 6-15 are rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Ishizuka et al (US 2004/0010052 A1).

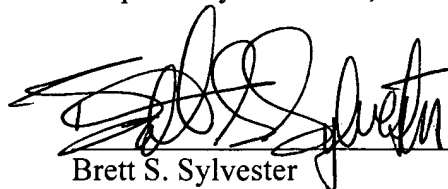
Applicants submit that Ishizuka et al's section 102(e) date of January 29, 2003 is later in time than Applicants' filing date of January 23, 2003. Ishizuka et al is not prior art with respect to the present application.

Reconsideration and withdrawal of the § 102(e) rejection based on Ishizuka et al are respectfully requested.

Allowance is respectfully requested. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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